

To: Guy@UpperMissouriWaterkeeper.org[Guy@UpperMissouriWaterkeeper.org]
Cc: Perkins, Erin[Perkins.Erin@epa.gov]
From: Stavnes, Sandra
Sent: Wed 2/11/2015 11:44:44 PM
Subject: Confirmation of EPA's action on Montana's August 2014 Submission
[Untitled].pdf

Dear Mr. Alsentzer:

Attached please find a signed letter confirming EPA's action by March 2, 2015 on Montana's August 2014 submission regarding the State's numeric nutrient criteria for surface waters. We will send you the hard copy original via U.S. mail. Our understanding is that Upper Missouri Waterkeeper, Inc. is in agreement that it will not file a mandatory duty lawsuit against the Environmental Protection Agency regarding this submission during this intervening period (i.e., until after March 2, 2015) so EPA can take its action. Please confirm our understanding of this agreement to me in writing via email.

Thank you for your attention to this matter.

Sandy

Sandra A. Stavnes

Deputy Assistant Regional Administrator

Office of Ecosystems Protection and Remediation (8EPR)

USEPA Region 8

1595 Wynkoop Street

Denver, CO 80202

email: stavnes.sandra@epa.gov

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02/11/2015

Ref: EPR

Guy Alsentzer, Esq.
Executive Director
Upper Missouri Waterkeeper, Inc.
24 S. Wilson Avenue Suite 6-7
Bozeman, Montana 59715
Email: Guy@UpperMissouriWaterkeeper.org

Dear Mr. Alsentzer:

On December 16, 2014, Upper Missouri Waterkeeper, Inc. filed a letter under Clean Water Act section 505 providing notice of its intent to sue the U.S. Environmental Protection Agency (EPA) relating to Montana's nutrient related water quality standards submission. Per your discussion today with Erin Perkins of the EPA Region 8 Office of Regional Counsel, EPA agrees to complete its review and action on Montana's August 2014 submission of Numeric Nutrient Standards for Surface Waters by Monday, March 2, 2015. Our understanding is that Upper Missouri Waterkeeper, Inc. is in agreement that it will not file a mandatory duty lawsuit against the Environmental Protection Agency regarding this submission during this intervening period (i.e., until after March 2, 2015) so the EPA can take its action.

Please confirm our understanding of this agreement to me in writing via email at stavnes.sandra@epa.gov.

Sincerely,

Sandra A. Stavnes
Deputy Assistant Regional Administrator
Office of Ecosystems Protection
and Remediation



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